THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.25157 of 2005

Dt.25.11.2005

Between:

N.Soujanya Devi … Petitioner

And

The District Collector, Mahabubnagar

District and 3 others. … Respondents

ORDER:

The petitioner is the Fair Price Shop dealer of Peddadinna Village, Itikyala Mandal, Mahabubnagar District. After conducting enquiry, the Fair Price Shop dealership of the petitioner was cancelled by proceedings 31.10.2004 by the Revenue Divisional Officer, Gadwal. In fact, the authorization was suspended pending enquiry while issuing show cause notice dated 11.10.2004. Against the said order of Revenue Divisional Officer in cancelling her authorization, the petitioner filed W.P.No.21760 of 2004, which was disposed of on 29.11.2004 granting stay of cancellation pending disposal of the appeal before the Joint Collector, Mahabubnagar. Thereafter, the Joint Collector by the impugned order 3.9.2005 dismissed the appeal. It is stated that the said order was not at all communicated to the

petitioner. However, the petitioner obtained the said order on 13.11.2005 and filed a revision on 14.11.2005 which is numbered as CSI/918/2005 before the Collector (Civil Supplies), Mahabubnagar, under Clause 21 of the A.P.Public Distribution System Control Order 2001. It is stated that no orders have been passed on the said revision as well as on the stay application.

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Civil Supplies.

Having regard to the facts and circumstances of the case, as there is stay of cancellation of the authorization pending disposal of the appeal and as the revision is pending before the Collector, I am not inclined to admit this writ petition as the petitioner cannot be allowed to prosecute parallel proceedings.

The writ petition is accordingly disposed of with a direction to the District Collector, Mahabubnagar District to consider and pass appropriate orders on the revision filed by the petitioner within three weeks from the date of receipt of a copy of this order, till such time the order of the Revenue Divisional Officer as confirmed by the Joint Collector in cancelling the Fair Price Shop dealership of the petitioner shall stand stayed.

The writ petition is disposed of accordingly. No costs.

(V.ESWARAIAH, J.)

25.11.2005

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